

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MICHAEL GRECCO PHOTOGRAPHY,
INC.,

Plaintiff,

v.

EVERETT COLLECTION, INC.

Defendant.

07 CV 8171 (CM)

DEFENDANT'S NOTICE OF MOTION FOR SUMMARY JUDGMENT ON ALL CLAIMS

PLEASE TAKE NOTICE THAT Defendant EVERETT COLLECTION, INC., by its undersigned attorneys Cowan, DeBaets, Abrahams & Sheppard LLP, hereby move before the Honorable Colleen McMahon, U.S.D.J., at the United States Courthouse, 500 Pearl Street, New York, New York, for summary judgment on all claims pursuant to Federal Rule of Civil Procedure 56(b).

In support of this motion, Defendants will rely upon Memorandum of Law and the accompanying Declaration of Toby M.J. Butterfield and the exhibits attached thereto and the Declaration of Ron Harvey and the exhibit attached thereto, as well as all prior proceedings herein.

Dated: New York, New York
July 1, 2008

Respectfully submitted,

COWAN, DeBAETS, ABRAHAMS &
SHEPPARD, LLP

By: _____/s/

Toby M.J. Butterfield, Esq.

Nancy E. Wolff, Esq.

41 Madison Avenue- 34th Floor

New York, New York 10010

Tel: (212) 974-7474

Attorneys for Defendant

TO: Edward C. Greenberg, Esq.
Edward C. Greenberg, P.C.
570 Lexington Avenue, 17th Floor
New York, New York 10022
Tel (212) 697-8777
Attorneys for Plaintiff Michael Grecco Photography, Inc.